

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF

TUESDAY, NOVEMBER 18, 1986

AT 9:00 A.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Mayor O'Connor at 9:31 a.m. The meeting was recessed by Mayor O'Connor at 12:20 p.m. to reconvene at 2:00 p.m.

The meeting was reconvened by Mayor O'Connor at 2:03 p.m. with Council Members Cleator, McColl, and Struiksma not present. The meeting was recessed by Mayor O'Connor at 5:48 p.m. The meeting was reconvened by Mayor O'Connor at 6:02 p.m. with Council Member Cleator not present. Mayor O'Connor adjourned the meeting at 7:13 p.m. to meet as the Housing Authority.

ATTENDANCE DURING THE MEETING:

- (M) Mayor O'Connor-present
 - (1) Council Member Wolfsheimer-present
 - (2) Council Member Cleator-present
 - (3) Council Member McColl-present
 - (4) Council Member Jones-present
 - (5) Council Member Struiksma-present
 - (6) Council Member Gotch-present
 - (7) Council Member McCarty-present
 - (8) District 8-vacant
- Clerk-Abdelnour (jb;eb)

FILE LOCATION: MINUTES

19861118

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Mayor O'Connor-present
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-present
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) District 8-vacant

ITEM-10: INVOCATION

Invocation was given by Chaplain John Anderson of San Diego Life Ministries (The Rescue Mission).
FILE LOCATION: MINUTES

Nov-18-1986

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member McColl.
FILE LOCATION: MINUTES

ITEM-30: APPROVED

Approval of Council Minutes for the Meetings of:
10/27/86
10/28/86
10/30/86 Special

FILE LOCATION: MINUTES

COUNCIL ACTION: (Tape location: I140-144.)

MOTION BY McCOLL TO APPROVE. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-31: (R-87-829) ADOPTED AS RESOLUTION R-267061

Authorizing suggestion awards and making a presentation to the following employees:

William Stanley and Nolan Howard - Utilities Department - \$5,000.

Robert Daneri - General Services Department - \$500.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I145-147.)

MOTION BY McCOLL TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-32:

Two actions relative to authorizing suggestion awards to the following employees:

Subitem-A: (R-87-830) ADOPTED AS RESOLUTION R-267062

Hector Flores - Utilities Department - \$280.

Wilma Divinagracia - Auditor's Office - \$200.

William Trevino - Fire Department - \$160.

Martha Schanno - Park and Recreation Department - \$100.

Subitem-B: (R-87-831) ADOPTED AS RESOLUTION R-267063

Wilma Divinagracia - Auditor's Office - \$80.

Anna Pryor - Auditor's Office - \$25.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I145-147.)

MOTION BY McCOLL TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

* ITEM-50: (O-87-95 Rev.) CONTINUED TO NOVEMBER 24, 1986

Amending Chapter X, Article 3, Division 11, of the San Diego Municipal Code, by repealing Sections 103.1104.3 and 103.1106, by renumbering and amending Sections 103.1102, 103.1104, 103.1104.1, 103.1104.2, 103.1104.4, 103.1108, 103.1108.1, 103.1108.2, 103.1108.3, 103.1108.4, 103.1110 and 103.1112, and by adding Sections 103.1105 and 103.1106, relating to the Otay Mesa Development District, to provide a development permit procedure that will allow the majority of proposed projects to be processed ministerially. (Otay Mesa Community Area. District-8. Introduced as amended on 11/3/86. Council voted 9-0.)

FILE LOCATION: LAND - Otay Mesa Development District

COUNCIL ACTION: (Tape location: B540-605.)

MOTION BY CLEATOR TO CONTINUE TO NOVEMBER 24, 1986, AT HIS REQUEST. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

* ITEM-51:

Two actions relative to rezoning and rezoning property located on the east side of Scripps Ranch Boulevard, between Scripps Ranch Boulevard and Scripps Lake Drive: (Case-85-0762. Scripps Miramar Ranch Community Area. District-5. Introduced on 11/4/86. Council voted 9-0.)

Subitem-A: (O-87-72) ADOPTED AS ORDINANCE O-16761 (New Series)

Prezoning a portion of Parcel 2 of Parcel Map PM-8630, and a portion of Section 32, Township 14 South, Range 2 West, in the County of San Diego, into A-1-10 Zone.

Subitem-B: (O-87-73) ADOPTED AS ORDINANCE O-16762 (New Series)

Incorporating a portion of Parcel 2, Parcel Map PM-8620, and a portion of Section 32, Township 14 South, Range 2 West, SBBM, in the City of San Diego, into M-IP Zone.

FILE LOCATION: ZONE ORD. NO.

COUNCIL ACTION: (Tape location: B489-495.)

CONSENT MOTION BY CLEATOR TO DISPENSE WITH THE READING AND ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-52: (O-87-56 Rev. 1) CONTINUED TO DECEMBER 8, 1986

Amending Chapter X, Article 1, Division 4, of the San Diego Municipal Code, by adding Section 101.0457 relating to the Centre City Overlay Zone.

(Centre City Community Area. Introduced as amended on 11/4/86. Council voted as follows: 7-2 for the sign provisions (Yeas-1,3,4,6,7,8,M. Nays-2,5); 9-0 for the parking amendments; 9-0 for street level activity.)

FILE LOCATION: LAND Centre City Community Plan

COUNCIL ACTION: (Tape location: F356-363.)

MOTION BY CLEATOR TO CONTINUE TO DECEMBER 8, 1986, AT CENTRE CITY ORGANIZATION'S REQUEST DUE TO LACK OF TIME. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

* ITEM-53: (O-87-98) ADOPTED AS ORDINANCE O-16763 (New Series)

Setting aside and dedicating a portion of Mountain View Park for a public street and naming said street Park Haven Court.

(Located on the east side of 40th Street, south of Imperial Avenue. Southeast San Diego Community Area. District-4. Introduced on 11/3/86. Council voted 8-0. District 8 not

present.)

FILE LOCATION: DEED F-3624 DEEDFY87-1

COUNCIL ACTION: (Tape location: B489-495.)

CONSENT MOTION BY CLEATOR TO DISPENSE WITH THE READING AND

ADOPT. Second by McCarty. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea,

Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor

O'Connor-yea.

* ITEM-100:

Three actions relative to awarding contracts:

Subitem-A: (R-87-795) ADOPTED AS RESOLUTION R-267036

For the purchase of concrete boxes, covers and lids for one-inch water meters, as may be required for a period of one year beginning December 1, 1986 through November 30, 1987, as follows: (BID-7546)

1. San Diego Precast Concrete, Inc. for Items 1, 3, 4 and 5, for an estimated cost of \$56,027.68, including tax and terms, with options to renew the contract for two additional one-year periods with option year price increases not to exceed 15 percent of the prices in effect at the end of the preceeding contract year.
2. Eisel Enterprises, Inc. for Item 2, for an estimated cost of \$2,306.14, including tax and terms, with an option to renew the contract for an additional one-year period, with no price increases.

Subitem-B: (R-87-793) ADOPTED AS RESOLUTION R-267037

Varec Division for the purchase of three waste gas burners and ignition systems for a total cost of \$43,060.38, including tax. (BID-7534)
Aud. Cert. 8700407.

Subitem-C: (R-87-792) ADOPTED AS RESOLUTION R-267038

Vinyard Doors, Inc. for furnishing full maintenance for all Fire Department radio controlled roll-up doors and gates and 14 other roll-up doors, as may be required for a period of one-year beginning November 1, 1986 through October 31, 1987, for an estimated cost of \$21,553.50, for year 1, including applicable sales tax, with options to renew the contract from year to year for four additional one-year periods, with option year price increases not to exceed 10 percent of the prices in effect at the end of the

preceeding contract year. (BID-7456)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor-O'Connor-yea.

* ITEM-101: (R-87-790) CONTINUED TO DECEMBER 8, 1986

Inviting bids for the improvement of Mission Gorge Road Center Median on Work Order No. 118668; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the City Auditor and Comptroller to transfer \$500,000 from Federal Revenue Sharing Fund 18014, CIP-52-331, Mission Gorge Road Center Median Improvements to CIP-52-282, Mission Gorge Road - Zion Avenue to Golfcrest Drive; authorizing the expenditure of not to exceed \$921,000 (\$41,000 from Fund 10260; \$20,000 from Local Transportation Fund; \$860,000 from Federal Reserve Sharing Fund 18014, CIP-52-282, Mission Gorge Road - Zion Avenue to Golfcrest Drive) for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted funds, if any, in CIP-52-282, Mission Gorge Road - Zion Avenue to Golfcrest Drive. (BID-7662) (Navajo Community Area. District-7.)

CITY MANAGER REPORT: This project will improve Mission Gorge Road by constructing a raised center median ranging from four to fourteen feet wide from Zion Avenue to 300 feet east of Old Cliffs Road, and from Margerum Avenue to 600 feet east of Jackson Drive. The road will be striped for three lanes plus a bike lane in each direction. In addition to the medians having a decorative concrete pattern, a 300-foot section just east of Zion Avenue will be landscaped. Kaiser Hospital has contributed \$75,000 for the landscaping - \$41,000 of the Kaiser contribution will be used for the installation of the landscaping and the interest on the remaining amount will be used as a perpetual maintenance fund. The project also includes a traffic signal at Old Cliffs Road.

Aud. Cert. 8700392.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B408-474.)

MOTION BY McCARTY TO CONTINUE TO DECEMBER 8, 1986, AT HER REQUEST. Second by Cleator. Passed by the following vote:

Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea,
Struiksmay-yea, Gotch-yea, McCarty-yea, District 8-vacant,
Mayor-O'Connor-yea.

* ITEM-102: (R-87-791) ADOPTED AS RESOLUTION R-267039

Inviting bids for the construction of traffic signal and street lighting systems at 9th Avenue and University Avenue, and at Armour Street and Convoy Street on Work Order No. 118767; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of funds not to exceed \$185,900 from Revenue Sharing Fund 18014, CIP-61-002, Annual Allocation - New Traffic Signals, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-7664)
(Serra Mesa and Uptown Community Areas. Districts-5 and 8.)

CITY MANAGER REPORT: The intersections at 9th Avenue and University and at Armour Street and Convoy Street are identified in the Fiscal Year 1986 Capital Improvements Program for construction of new traffic signal systems. The traffic signal installations will provide for the safe passage of pedestrians, vehicles and emergency equipment through the intersections. Aud. Cert. 8700295.

FILE LOCATION: W.O. 118767 CONFY87-1

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY MCCOLL TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor-O'Connor-yea.

* ITEM-103: (R-87-624) ADOPTED AS RESOLUTION R-267040

Inviting bids for the installation of City-owned street lights at various locations City-wide 1986 on Work Order No. 118758; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the expenditure of \$150,000 from Capital Outlay Fund 30245, CIP-52-293, Annual Allocation - Installation of City-owned Street Lights, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to retain excess budgeted

funds, if any, in Capital Outlay Fund 30245, CIP-52-293,
Annual Allocation - Installation of City-owned Street
Lights. (BID-7640)

CITY MANAGER REPORT: This Capital Improvements Program
Project will install City-owned low pressure sodium street
lights in underground utility areas that do not have sufficient
street lighting to satisfy current minimum City lighting
standards at various locations citywide on the following
streets:

Adena Lane	Fourth Avenue	Parkdale Avenue
Alamazon Street	Friars Road	Paseo Lucido
Alvarado Road	Genesee Avenue	Rancho Mission Road
Andorra Way	Grain Lane	Royal Gorge Court
Avenida Cordillera	High Park Lane	San Diego Avenue
Avenida Grande	Imperial Avenue	Santa Fe Street
Bernardo Center Dr.	Leathers Street	Scripps Trail
Big Springs Way	Maynard Street	Trail Dust Avenue
Camino Largo	Navajo Road	Via Moura
Cervantes Avenue	Oaks North Drive	Village Glen Drive
Crandall Way	Osgood Way	
Fairhope Road	Palm Avenue	

Aud. Cert. 8700371.

FILE LOCATION: W.O. 118758 CONTFY87-1

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed
by the following vote: Wolfsheimer-yea, Cleator-yea,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
District 8-vacant, Mayor-O'Connor-yea.

* ITEM-104: (R-87-794) ADOPTED AS RESOLUTION R-267041

Inviting bids for the construction of Central Operations
Station, Building 41 Air Conditioning on Work Order No.
118574; authorizing the execution of a contract with the
lowest responsible and reliable bidder; authorizing the
expenditure of funds previously authorized by Resolution
R-263542, adopted on July 1, 1985, for the above purpose.
(BID-6541A)

(Golden Hill Community Area. District-8.)

CITY MANAGER REPORT: This project provides for the
installation of new heating, ventilating and air conditioning
systems for Building 41, at the Central Operations Station. The
heating system is over 40 years old. Several window air
conditioning units have been added which are inadequate and
inefficient. Resolution R-263542 authorized advertising for

bids. Seven bid packages were issued and no bids were received.
The project scope has been reduced and plans and specifications
modified to keep within the allocated funding.

Aud. Cert. 8700400.

FILE LOCATION: W.O. 118574 CONTFY87-1

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed
by the following vote: Wolfsheimer-yea, Cleator-yea,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
District 8-vacant, Mayor-O'Connor-yea.

* ITEM-105:

Nine actions relative to the final subdivision map of
McKellar Corporate Center/Pacific 40 Unit 2, a 15-lot
subdivision located northeasterly of Lusk Boulevard and
I-805:
(Mira Mesa Community Area. District-5.)

Subitem-A: (R-87-860) ADOPTED AS RESOLUTION R-267042
Authorizing the execution of a Subdivision Improvement
Agreement with McKellar Development Corporation/McKellar
Development of La Jolla for the installation and completion
of public improvements.

Subitem-B: (R-87-859) ADOPTED AS RESOLUTION R-267043
Approving the final map.

Subitem-C: (R-87-865) ADOPTED AS RESOLUTION R-267044
Approving the acceptance by the City Manager of grant deeds
of McKellar Development of La Jolla, granting to the City
Lots 13 and 14 of McKellar Development of La Jolla;
approving the acceptance of \$14,400 from McKellar
Development of La Jolla.

Subitem-D: (R-87-866) ADOPTED AS RESOLUTION R-267045
Authorizing the Mayor and City Clerk to execute a grant
deed, granting to McKellar Development of La Jolla, a
portion of the open space easement in Lot 1, Lusk
Industrial Park Unit No. 5.

Subitem-E: (R-87-867) ADOPTED AS RESOLUTION R-267046
Authorizing the Mayor and City Clerk to execute a grant
deed, granting to McKellar Development of La Jolla a
portion of Lot 1, Lusk Industrial Park Unit No. 5.

Subitem-F: (R-87-861) ADOPTED AS RESOLUTION R-267047

Authorizing the execution of an agreement with McKellar Development of La Jolla for the payment of fees to provide for public facilities covering Lots 1 through 4, and Lots 6 through 14.

Subitem-G: (R-87-862) ADOPTED AS RESOLUTION R-267048

Authorizing the execution of an agreement with McKellar Development of La Jolla and the San Diego Unified School District for the payment of fees to provide for public facilities covering Lot 5.

Subitem-H: (R-87-868) ADOPTED AS RESOLUTION R-267049

Setting aside an easement for drainage purposes in a portion of Section 33, Township 14 South, Range 3 West, S.B.M.

Subitem-I: (R-87-863) ADOPTED AS RESOLUTION R-267050

Authorizing the Mayor and City Clerk to execute a certificate of ownership on the final map of McKellar Corporate Center/Pacific 40 Unit 2, consenting to the preparation and recordation of the map.

CITY MANAGER REPORT: In addition to the usual resolution connected with the approval of a final map, are a series of resolutions to provide for a land exchange between the City and the subdivider. The City received the fee title to Lot 5, Lusk Industrial Park Unit No. 5 when the map was filed in 1983. It is a triangle-shaped lot containing 1.952 acres, located between Lusk Boulevard and this subdivision. An open space easement was granted over the entire lot before it was deeded to the City. The subdivider wishes to increase the amount of frontage on Lusk Boulevard and has asked the City to deed the narrow point of the triangle lot to him in exchange for some additional "open space" adjacent to the open space which he is required to deed to the City as a condition of the tentative map. Approximately 0.15 acres is to be deeded to the subdivider in exchange for approximately 0.70 acres. The Valuation Division of the Property Department has determined that the value of the land being deeded to the subdivider is worth \$14,400 more than that which is being deeded to the City. The proposed land exchange has been reviewed and approved by the Property Department, Planning Department and the Park and Recreation Department. The proposal has also been reviewed and approved by Los Penasquitos Canyon Preserve Citizens Advisory Committee. The land being obtained is of much greater value for open space purposes than

that which is being deeded to the subdivider.
FILE LOCATION:

Subitems A,B,F,G & I SUBD - McKellar
Corporate Center/Pacific 40 Unit 2;

Subitem
C DEED F-3625;

Subitem D DEED F-3626;

Subitem E DEED F-3627;

Subitem H DEED F-3628
CONTFY87-3; DEEDFY87-5

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed
by the following vote: Wolfsheimer-yea, Cleator-yea,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
District 8-vacant, Mayor-O'Connor-yea.

ITEM-106: CONTINUED TO NOVEMBER 24, 1986

Six actions relative to the final subdivision map of NCW
Neighborhood 7 Unit 11, a 57-lot subdivision located
northeasterly of Del Mar Heights Road and El Camino Real:
(North City West Community Area. District-1.)

Subitem-A: (R-87-858)
Authorizing the execution of a subdivision improvement
agreement with Pardee Construction for the installation and
completion of public improvements.

Subitem-B: (R-87-857)
Approving the final map.

Subitem-C: (R-87-869)
Approving the acceptance by the City Manager of a grant
deed of Pardee Construction Company, granting to City
Parcel "C" of N.C.W. Neighborhood 7 Unit 11.

Subitem-D: (R-87-870)
Approving the acceptance by the City Manager of a street
easement deed of Matthew T. Kissane and Joyce A. Kissane,

granting to City an easement for public street purposes in a portion of Parcel 1 of Parcel Map PM-4244; dedicating said land as and for a public street, and naming the same Lansdale Drive and Black Mountain Road.

Subitem-E (R-87-871)

Vacating an unneeded building restricted easement affecting Sections 17 and 18, Township 14 South, Range 3 West, S.B.M., pursuant to Section 8300 et seq. of the Streets and Highways Code.

Subitem-F: (R-87-872)

Vacating an unneeded water easement affecting Sections 17 and 18, Township 14 South, Range 3 West, S.B.M., pursuant to Section 8300 et seq. of the Streets and Highways Code.

FILE LOCATION:

COUNCIL ACTION: (Tape location: I168-175.)

MOTION BY WOLFSHEIMER TO CONTINUE TO NOVEMBER 24, 1986, AT THE REQUEST OF PARDEE CONSTRUCTION COMPANY. Second by Gotch.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor-O'Connor-yea.

* ITEM-107: (R-87-883) ADOPTED AS RESOLUTION R-267051

Resolution of Intention to acquire 187.86 acres of Mission Trails Regional Park for the San Diego Open Space Park Facilities District No. 1.

(District-7.)

CITY MANAGER REPORT: Mission Trails Regional Park is the number two priority on the Council's adopted open space retention list. These parcels, totalling 187.86 acres, are the last privately owned lands within the park. City Manager Report CMR-81-188, dated May 12, 1982, recommended 250 additional acres of Mission Trails Regional Park for purchase. On December 6, 1982, Council approved an acquisition plan which included these parcels, along with funds to have them appraised. Acquisition of a 76.4 acre parcel has already been completed. Appraisal of these parcels was delayed for some time pending information on the future Highway 52 right-of-way. That roadway identifies the northern boundary of Mission Trails Regional Park. In order to proceed on these acquisitions, preliminary route right-of-way information was obtained from CalTrans. Using that information, parcels for acquisition were identified as those totally south of the proposed right-of-way or containing a significant portion

of land south of the proposed right-of-way. If this highway is built at some time in the future and any portion of these lands is required for right-of-way, funds paid for that right-of-way will be returned to the bond fund. This request is for \$2,200,000 to purchase eight ownership parcels, totalling 187.86 acres, at fair market value plus funds to cover title, escrow, and other miscellaneous costs.

Aud. Cert. 8700420.

FILE LOCATION: STRT OS-4

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor-O'Connor-yea.

* ITEM-108: (R-87-832) ADOPTED AS RESOLUTION R-267052

Resolution of Intention to detach from the San Diego Open Space Park Facilities District No. 1 certain territory in the County of San Diego, State of California, "Otay Valley/Palm Avenue Reorganization."

(Otay Mesa Community Area. District-8.)

CITY MANAGER REPORT: The Otay Valley/Palm Avenue Organization, initiated by the City of Chula Vista, detaches approximately 242 acres from the City of San Diego. By Resolution R-265938, adopted June 10, 1986, the San Diego City Council agreed with the City of Chula Vista on the apportionment of property tax revenues related to this reorganization.

Subsequently on August 5, 1986, the City of Chula Vista, acting as the conducting authority, approved the reorganization. It is appropriate to detach this territory from the San Diego Open Space Park Facilities District No. 1, as the district's

boundaries are coterminous with those of the City of San Diego.

FILE LOCATION: ANNEX - Otay Valley/Palm Avenue
Reorganization

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor-O'Connor-yea.

* ITEM-109: (R-87-834) ADOPTED AS RESOLUTION R-267053

Resolution of Intention to detach from the San Diego Open Space Park Facilities District No. 1, certain territory in

the County of San Diego, State of California, "Palomar/Bay Boulevard Reorganization."

(Otay Mesa-Nestor Community Area. District-8.)

CITY MANAGER REPORT: The Palomar/Bay Boulevard Reorganization, initiated by the City of Chula Vista, detaches approximately 63 acres from the City of San Diego. By Resolution R-265939, adopted June 10, 1986, the San Diego City Council agreed with the City of Chula Vista on the apportionment of property tax revenues related to this reorganization.

Subsequently on August 5, 1986, the City of Chula Vista, acting as the conducting authority approved the reorganization. It is appropriate to detach this territory from the San Diego Open Space Park Facilities District No. 1, as the district's boundaries are conterminous with those of the City of San Diego.

FILE LOCATION: ANNX - Palomar/Bay Boulevard Reorganization

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor-O'Connor-yea.

* ITEM-110: (R-87-839) ADOPTED AS RESOLUTION R-267054

Authorizing the execution of a quitclaim deed, quitclaiming to TRP Limited, the revestment of those abutter's rights of access in and to Clairemont Mesa Boulevard, adjacent and contiguous to Lot 1, Murphy's Mound Unit 1, Map-5909, heretofore relinquished to the City.

(Tierrasanta Community Area. District-7.)

FILE LOCATION: DEED F-3633 DEEDFY87-1

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor-O'Connor-yea.

* ITEM-111: (R-87-881) ADOPTED AS RESOLUTION R-267055

Dedicating a portion of street reservation in Lot 1 of Map-11163 for a public street and naming the same Airway Road.

(Located southwesterly of Airway Road and State Route 125.

Otay Mesa Community Area. District-8.)

FILE LOCATION: DEED F-3634 DEEDFY87-1

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor-O'Connor-yea.

* ITEM-112: (R-87-806) ADOPTED AS RESOLUTION R-267056

Authorizing the City Manager to expend the amount of not more than \$4,732 from Special Fund 10132 for the purpose of tuition, transportation and expenses for two officers to attend certification training at Bell Helicopter Textron.

CITY MANAGER REPORT: The Police Department is preparing a proposal for funding of a helicopter patrol program using helicopters seized from narcotics dealers. Council accepted one helicopter in June and application for a second is in Washington, D. C. As a preliminary step, two officers have been selected to assist with writing operational manuals, deployment schedules and a training program for all uniform personnel. Both possess commercial helicopter pilot licenses but have very limited training in the make and model of the helicopter the City now owns. In order to safely operate the Bell JetRanger 206B and to know all of its capabilities and how they can be applied to law enforcement, additional training is needed. The only source is the Bell factory pilot certification training. The training consists of two and one half days of classroom work dealing with cockpit controls and instrumentation, the airframe, powerplant and hydraulic systems, the flight manual and operating limitations. The flight training is under the supervision of a Certified Flight Instructor and includes normal and emergency procedures, flight maneuver, autorotation, tail rotor failure and other disaster avoidance techniques.
Aud. Cert. 8700369.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor-O'Connor-yea.

* ITEM-113: (R-87-853) ADOPTED AS RESOLUTION R-267057

Authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$10,000 from Park Service District Fund 11594 to CIP-29-539, North Park Community Adult Center Improvements; authorizing the expenditure of an amount not

to exceed \$10,000 from CIP-29-539, North Park Community Adult Center Improvements to supplement funds authorized under Resolution R-262561, dated February 25, 1985, for providing funds for the above project; authorizing the City Auditor and Comptroller to transfer unexpended funds to the appropriate reserves.

(Park North East Community Area. District-3.)

CITY MANAGER REPORT: In February 1985, Council authorized funds for construction of a fiberglass roof over the existing shuffleboard courts at the North Park Community Adult Center. The project was completed and accepted by the City in January, 1986. Shortly thereafter, due to seasonal rains, it was brought to our attention that the roof leaked. The Engineering and Development Department's Field Division has been attempting to have the contractor, under the guarantee provision of the contract, fix the leaks. These attempts have been unsuccessful. The original contractor is now in bankruptcy and in July of this year, the City began negotiations with the contractor's bonding company to correct the problem. During discussion with the bonding company, it was discovered that two specification requirements were not met: 1) Installation of "wiggle" molding, which provides a template or guide for the placement of the fiberglass panels, was overlooked; and 2) The thickness of the installed fiberglass was less than the thickness specified. It is the bonding company's position that to correct the leakage problem requires that the entire roof be replaced with the specified material using the "wiggle" molding originally called for on the plans. Their estimate for this work is approximately \$18,000. They have taken the position that responsibility for the oversight should be shared by the bonding company and the City with each party assuming a 50 percent share of the costs. The City Attorney's office advises that this is a reasonable compromise of this dispute. The funds being requested represent the City's share plus approximately \$1,000 to cover any minor unexpected contingencies.

Aud. Cert. 8700388.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor-O'Connor-yea.

* ITEM-114: (R-87-756) ADOPTED AS RESOLUTION R-267058

Designating the alley between First Avenue and Front Street as a one-way alley southbound between Pennsylvania Avenue and Robinson Avenue, in accordance with the provisions of Section 82.19 of the San Diego Municipal Code; authorizing the installation of the necessary signs and markings on said street; declaring that the hereinabove imposed regulations shall become effective upon the installation of such signs.

(Uptown Community Area. District-8.)

CITY MANAGER REPORT: The alley between First Avenue and Front Street between Pennsylvania Avenue and Robinson Avenue is adjacent to the Fleur De Lis School, which is located at 3743 Front Street. The request for the conversion to one-way southbound is supported by property owners representing 79 percent of the affected property frontage. The petitioners are requesting this action to eliminate potential conflicts with traffic in the alley and students from the Fleur De Lis School. Two-way circulation in the alley is not necessary for traffic circulation in the area.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: B496-500.)

CONSENT MOTION BY McCOLL TO ADOPT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor-O'Connor-yea.

ITEM-200: (R-87-1076) ADOPTED AS RESOLUTION R-267059
19861118

Declaring Tuesday, November 18, 1986, the "Mayor's D-Day on the War on Drugs."

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: A401-B407.)

MOTION BY JONES TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-201: (R-87-842) ACKNOWLEDGED (ADOPTED AS RESOLUTION
R-267035 ON NOVEMBER 6, 1986)

(Continued from the meeting of November 6, 1986, Item 701A, at Mayor O'Connor's request.)

Selecting Council Member William Jones as Deputy Mayor of the City of San Diego, pursuant to Section 25 of the San

Diego City Charter.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I185-189.)

MOTION BY STRUIKSMA TO ACKNOWLEDGE THE APPOINTMENT. Second by Cleator. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-202: (R-87-768 Rev.1) ADOPTED AS AMENDED AS RESOLUTION
R-267064

19861118

(Continued from the meeting of November 4, 1986, Item 154, at Council Member McColl's request, to allow the City Manager to review 1) Adequate response time to all parts of the City, 2) Retention program, 3) Reduction in turnover rate compared with national average, and 4) Cost of using Paramedics and Fire Department units together.)

Authorizing the City Manager to utilize a two-tiered evaluation process for paramedic services procurement; authorizing the City Manager to modify the current Paramedic Services System Design as recommended in City Manager Report CMR-86-433.

(See City Manager Reports CMR-86-459, CMR-86-433.)

COMMITTEE ACTION: Reviewed by PSS on 10/1/86. Recommendation to forward to the City Council without a recommendation.

Districts 1, 3, 4 and 7 voted yea. District 8 not present.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I190-J236.)

Motion by Jones to amend to increase the wages by five percent.

Second by Gotch. Failed by the following vote:

Wolfsheimer-yea, Cleator-nay, McColl-nay, Jones-yea, Struiksma-nay, Gotch-yea, McCarty-nay, District 8-vacant, Mayor O'Connor-yea.

Motion by Jones to amend to establish a minimum wage in the RFP for \$1800 a month. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

MOTION BY McCOLL TO ADOPT RESOLUTION AS AMENDED TO ACCEPT THE REPORT (CMR-86-539) WITH MODIFICATIONS. Second by McCarty.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-203:

Six actions relative to approving the final subdivision map of Penasquitos Park View Estates Unit No. 5, a 194-lot subdivision located southwesterly of Black Mountain Road and Park Village Road:
(Penasquitos East Community Area. District-1.)

Subitem-A: (R-87-812) ADOPTED AS RESOLUTION R-267065

Authorizing the execution of a subdivision improvement Agreement with Genstar Development, Inc. for the installation and completion of public improvements.

Subitem-B: (R-87-811) ADOPTED AS RESOLUTION R-267066

Approving the final map.

Subitem-C: (R-87-823) ADOPTED AS RESOLUTION R-267067

Approving the acceptance by the City Manager of a grant deed of Genstar Development, Inc., granting to the City all of Lot 194 of Penasquitos Park View Estates Unit No. 5.

Subitem-D: (R-87-821) ADOPTED AS RESOLUTION R-267068

Vacating Old Survey 124, all within the boundaries of proposed Penasquitos Park View Estates Unit No. 5 (TM-82-0423) boundaries, under the summary vacation of streets.

Subitem-E: (R-87-824) ADOPTED AS RESOLUTION R-267069

Vacating the City's interest in an unneeded drain easement affecting a portion of Rancho de los Penasquitos, pursuant to Section 8300 et seq. of the Streets and Highways Code.

Subitem-F: (R-87-825) ADOPTED AS RESOLUTION R-267070

Approving the acceptance by the City Manager of a grant deed of Genstar Development, Inc., granting to the City an 11.81-acre parcel of land, being a portion of Rancho de los Penasquitos, for Vernal Pool Preservation.

CITY MANAGER REPORT: The proposed subdivision in the Penasquitos East Community contains 93.5 acres and will create 193 single family residential lots and one open space lot, which is being deeded to the City. A portion of Old Survey 124 is being vacated within the boundaries of Penasquitos Park View Estates Unit 5 (TM-82-0423) as a requirement of the map. The area of vacation is unimproved, untraveled and does not contain public or franchised utilities within the existing right-of-way.

The vacation will not affect access to existing properties.
Staff review has indicated that the right-of-way to be vacated has never been used and is not needed for present or prospective public use and may be summarily vacated in accordance with Section 8331 (a & b) of the Public Street, Highway and Service Easements Vacation Law.

FILE LOCATION:

Subitems-A and B SUBD Black Mountain Road
and Park Village Road,

Subitem-C DEED
F-3635,

Subitem-D STRT J-2632 and DEED
F-3636,

Subitem-E DEED F-3637,

Subitem-F-3638 CONFY87-1 DEEDFY87-4
COUNCIL ACTION: (Tape location: E280-372, J300-J637.)
MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.
Motion by Struiksma to suspend the rules to extend the time of the meeting for an hour. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-204:

Four actions relative to the final subdivision map of Penasquitos Park View Estates Unit No. 6, a 208-lot subdivision located southwesterly of Black Mountain Road and Park Village Road:
(Penasquitos East Community Area. District-1.)

Subitem-A: (R-87-814) ADOPTED AS RESOLUTION R-267071
Authorizing the execution of a subdivision improvement agreement with Genstar Development, Inc. for the installation and completion of public improvements.

Subitem-B: (R-87-813) ADOPTED AS RESOLUTION R-267072
Approving the final.

Subitem-C: (R-87-822) ADOPTED AS RESOLUTION R-267073
Approving the acceptance by the City Manager of a grant deed of Genstar Development, Inc. granting to the City all of Lot 1 of Penasquitos Park View Estates Unit No. 6.

Subitem-D: (R-87-820) ADOPTED AS RESOLUTION R-267074
Vacating Old Survey 124 all within the boundaries of proposed Penasquitos Park View Estates Unit 6 (TM-82-0424), under the procedure for the summary vacation of streets; declaring that this resolution shall not become effective unless and until the final subdivision map for Penasquitos Park View Estates Unit 6 (TM-82-0424) has been approved by Council action; declaring that in the event the final subdivision map is not approved by November 13, 1986, this resolution shall become void and be of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision map.

CITY MANAGER REPORT: The proposed subdivision in the Penasquitos East Community contains 53.5 acres and will create 202 single family residential lots and one open space lot, which is being deeded to the City. A portion of Old Survey 124 is being vacated within the boundaries of Penasquitos Park View Estates Unit 6 (TM-82-0424) as a requirement of the map. The area of vacation is unimproved, untraveled and does not contain public or franchised utilities within the existing right-of-way. The vacation will not affect access to existing properties. Staff review has indicated that the right-of-way to be vacated has never been used and is not needed for present or prospective public use and may be summarily vacated in accordance with Section 8331 (a and b) of the Public Street, Highway and Service Easements Vacation Law.

FILE LOCATION:

Subitems A and B SUBD Penasquitos Park View
Estates Unit No. 6,

Subitem-C DEED F-3639,

Subitem-D STRT J-2633 DEED F-3640
CONTFY87-1 DEEDFY87-2

COUNCIL ACTION: (Tape location: E280-372, J300-637.)

MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-205:

Three actions relative to the final subdivision map of Penasquitos Park View Estates Unit No. 7, a 182-lot subdivision located southwesterly of Black Mountain Road and Park Village Road:
(Penasquitos East Community Area. District-1.)

Subitem-A: (R-87-816) ADOPTED AS RESOLUTION R-267075

Authorizing the execution of a subdivision improvement agreement with Genstar Development, Inc. for the installation and completion of public improvements.

Subitem-B: (R-87-815) ADOPTED AS RESOLUTION R-267076

Approving the final map.

Subitem-C: (R-87-819) ADOPTED AS RESOLUTION R-267077

Approving the acceptance of the City Manager of a grant deed of Genstar Development, Inc. granting to the City all of Lot 1 of Penasquitos Park View Estates Unit No. 7.

FILE LOCATION:

Subitems A and B SUBD Penasquitos Park View
Estates Unit No. 7,

Subitem-C DEED F-3641

CONTFY87-1 DEEDFY87-1

COUNCIL ACTION: (Tape location: E280-372, J300-637.)

MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-206: (R-87-849) ADOPTED AS RESOLUTION R-267078

Authorizing the execution of an amendment to agreement No. 11-0328/1 with the State of California, for joint participation in reconstruction of Del Mar Heights Road Bridge over I-5; authorizing the City Manager to execute

Escrow Agreement No. 11-0328E with the Department of Transportation of the State of California for Del Mar Heights Road Bridge over I-5; authorizing the City Treasurer to deposit an amount not to exceed \$3,000,000 in securities with the Escrow Agent of the State of California for the purpose of providing funds for the above project.

(North City West Community Area. District-1.)

CITY MANAGER REPORT: In November, 1984, the City entered into a cooperative agreement with the State of California Department of Transportation (CalTrans) to reconstruct the Del Mar Heights Road Bridge Over I-5. This cooperative agreement with CalTrans provided joint participation in the design and construction of the project. It further provided that CalTrans shall advertise for bids and administer the construction contract. Execution of the accompanying amendment to agreement No. 11-0328/1 modifies the method of depositing the City's share of costs with CalTrans. The City desires, in lieu of a cash deposit of its funds, to establish a cost savings Escrow Account. The accompanying escrow agreement No. 11-0328E will allow the City to establish an Escrow Account with sufficient City securities to ensure the City's project liabilities. In addition, each month for the duration of the construction contract, the City shall deposit sufficient funds to pay the City's proportionate share of the estimated progress payment due the contractor of work. Any interest accrued on the City securities while in escrow shall be retained by the City. Execution of this Escrow Agreement with authorization for the City Treasurer to transfer needed securities to the Escrow Account is necessary prior to CalTrans advertising the project for construction.

NOTE: See Item 207.

FILE LOCATION: MEET CONFY87-1

COUNCIL ACTION: (Tape location: K030-055.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-207:

Two actions relative to the reconstruction of Del Mar Heights Road Bridge over I-5:
(North City West Community Area. District-1.)

Subitem-A: (R-87-848) ADOPTED AS RESOLUTION R-267079

Authorizing the execution of a utility agreement with Pacific Bell, for installing underground utilities for the construction of Del Mar Heights Road Bridge over I-5; authorizing the expenditure of an amount not to exceed \$3,587,800 from North City West FBA Fund 79002, CIP-52-326.0, Del Mar Heights Road Bridge Over I-5 and \$38,000 to be deposited from Pacific Bell for the purpose of providing funds for the above project; authorizing the City Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves.

Subitem-B: (R-87-850) ADOPTED AS RESOLUTION R-267080

Certifying that the information contained in Negative Declaration and Finding of No Significant Impact END-84-19, prepared by the State of California Department of Transportation, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State Guidelines, and that the Declaration has been reviewed and considered by the Council.

CITY MANAGER REPORT: The City desires to widen the existing two-lane Del Mar Heights Road Bridge Over I-5 to seven lanes which will mitigate North City West development traffic generation. Facilities Benefit Assessment (FBA) funds will be utilized to finance the City portion of the project. In November, 1984, the City executed Agreement No. 11-0328 with the State of California Department of Transportation (CalTrans) to reconstruct the Del Mar Heights Road Bridge Over I-5. This cooperative agreement with CalTrans provided joint participation in the design and construction of the project. It further provided that CalTrans shall advertise for bids and administer the construction contract. The accompanying Utility Agreement with Pacific Bell provides for Pacific Bell to deposit with the City the sum of \$38,000 as compensation for the contractor to accomplish work on the bridge necessary for Pacific Bell to relocate their utility lines.

Aud. Cert. 8700384.

NOTE: See Item 206.

FILE LOCATION: MEET CONTFY87-1

COUNCIL ACTION: (Tape location: K030-055.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-208: HEARING GRANTED FOR DECEMBER 16, 1986, 10:00 A.M.

(Continued from the meeting of November 3, 1986, Item 206,
at Council Member Wolfsheimer's request, to allow the
public a chance for input.)

Matter of consideration of Mobil Oil Corporation's request
to rehear their application for issuance of Conditional Use
Permit CUP-85-0684, for a gasoline service station at the
southeast corner of Paseo Montalban and Twin Trails Drive.

(Penasquitos Community Area. District-1.)

FILE LOCATION: PERM CUP-85-0684

COUNCIL ACTION: (Tape location: K056-373.)

MOTION BY McCARTY TO APPROVE HEARING ON DECEMBER 16, 1986, 10:00

A.M. Second by McColl. Passed by the following vote:

Wolfsheimer-nay, Cleator-not present, McColl-yea, Jones-yea,
Struiksmay-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor
O'Connor-yea.

ITEM-330:

Matter of rezoning a portion of Lots 2 and 3 and portions
of Section 9, Township 15 South, Range 3 West, S.B.B.M.
(approximately 94 acres), located on the northside of
Eastgate Mall, between I-805 and Olsen Drive, in the
University Community Plan area, from Zone A-1-10 to
Zone M1-B.

(Case-85-0334. District-5.)

Subitem-A: (R-87-551) ADOPTED AS RESOLUTION R-267081
861118

Adoption of a Resolution certifying that the information
contained in Environmental Impact Report EIR-85-0334 has
been completed in compliance with the California
Environmental Quality Act of 1970 and State guidelines, and
that said report has been reviewed and considered by the
Council.

Subitem-B: (O-87-66) INTRODUCED, TO BE ADOPTED DECEMBER 8,
1986

Introduction of an Ordinance for M1-B Zoning.

Subitem-C: (R-87-1071) ADOPTED AS RESOLUTION R-267082

Adoption of a Resolution containing appropriate findings of
mitigation, feasibility or project alternatives pursuant to
California Public Resources Code Section 21081 in
connection with Environmental Impact Report EIR-85-0334.

FILE LOCATION:

Subitems A and C ZONE ORD. NO.,

Subitem-B --

COUNCIL ACTION: (Tape location: K375-395.)

Hearing began 6:47 p.m. and halted 6:48 p.m.

MOTION BY WOLFSHEIMER TO ADOPT SUBITEMS A AND C AND INTRODUCE SUBITEM-B. Second by McColl. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-not present.

ITEM-331: CONTINUED TO FEBRUARY 24, 1987, 10:00 A.M.

(Continued from the meetings of June 24, 1986, Item 333, and July 22, 1986, Item 339; last continued at Council Member Martinez's request.)

A proposal to amend the Penasquitos East Community Plan (Views West Unit 3) to:

- a) Redesignate the Ridgewood Elementary School site to low density residential use (0-6 dwelling units per acre); and
- b) Establish alternative land uses for the undeveloped school sites referred to as Penasquitos Creek Elementary and Black Mountain Elementary, should the sites be released by the Poway Unified School District in the future.

The Ridgewood Elementary School site is located west of La Tortola and south of the proposed Highway 56 alignment.

The school sites for which alternative uses will be considered include the Penasquitos Creek Elementary School site, located in the Parkview neighborhood, and the Black Mountain Elementary School site, located in the Black Mountain neighborhood.

(District-1.)

Subitem-A: (R-86-2178)

Adoption of a Resolution certifying that the information contained in Environmental Mitigated Negative Declaration EMND-85-0725 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-86-2177)

Adoption of a Resolution approving the amendment of the

Penasquitos East Community Plan (Views West).
FILE LOCATION: LAND Penasquitos East Community Plan
COUNCIL ACTION: (Tape location: K395-667.)

Hearing began 6:49 p.m. and halted 7:02 p.m.

Testimony on the motion to continue by Bruce Warren.

MOTION BY WOLFSHEIMER TO CONTINUE TO FEBRUARY 24, 1987, 10:00

A.M. AT HER REQUEST AND DIRECT THE PLANNING DEPARTMENT TO REPORT
BACK TO COUNCIL ON RECOMMENDATIONS ON THE NEED FOR SCHOOL AND
PARK SITES. Second by Struiksma. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea,
Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor
O'Connor-not present.

ITEM-332: FILED

NOTE: The City Clerk's Office has received a letter from the
applicant withdrawing this appeal.

(Continued from the meeting of October 7, 1986, Item 333,
at Thomas A. Meyer's request, to give the Planning staff
time to finalize the wording on the Navigation Easement,
which is part of the CUP.)

(R-87-)

Appeal of Land Associates, by Thomas A. Meyers, from the
decision of the Planning Commission in approving
Conditional Use Permit CUP-86-0529, which proposes to allow
continued operation of an auto dismantling business. The
appellant is appealing conditions of the permit. The
subject property is described as a portion of Lot 4,
Section 28, Township 18 South, Range 1 West, SBBM (a
26.23-acre site), located on the east side of Heritage
Road, north of Datsun Street, in Zone OMDD, in the Otay
Mesa-Nestor Community Plan area.

(CUP-86-0529. District-8.)

Adoption of a Resolution granting or denying the appeal and
the permit with appropriate findings to support Council
action.

FILE LOCATION: PERM CUP-86-0529

COUNCIL ACTION: (Tape location: K667-675.)

MOTION BY GOTCH TO FILE. Second by McCarty. Passed by the
following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
District 8-vacant, Mayor O'Connor-yea.

ITEM-333: (O-87-84) CONTINUED TO JANUARY 13, 1987, AT 10:00
A.M., TIME CERTAIN

Matter of a proposal to amend Chapter X (Planning and Zoning Regulations) of the San Diego Municipal Code by: Introducing the concept of an Institutional Overlay Zone to be applied to property designated for institutional purposes on adopted general, community or specific plans. Today's action will consider the enabling legislation only. Future noticed public hearings will apply the overlay zone to specific lots or parcels within the City of San Diego. Introduction of an Ordinance to amend the San Diego Municipal Code relating to the Institutional Overlay Zone.

FILE LOCATION: --

COUNCIL ACTION: (Tape location: B612-C484; C491-D679.)

Hearing began at 10:56 a.m. and recessed at 11:30 a.m.

Hearing resumed at 11:31 a.m. and halted at 12:19 p.m.

Testimony in favor by Ann Jackson, Leslie Bruce, Chuck Grim, Jim Kelley-Markham, Dorothy Leonard and Rozanne Zuccette.

Testimony in opposition by Susan Davis, Tina Dyer, Dr. Rob Harriman, Bill Nelson, Ralph Weismann, Susan Shepherd and Si Coleman.

Mayor O'Connor closed the hearing subject to questions of the public through the Chair.

MOTION BY McCARTY TO CONTINUE TO JANUARY 13, 1987, AT 10:00

A.M., TIME CERTAIN, AT HER REQUEST. DIRECT THE PLANNING

DEPARTMENT TO BRING BACK ALTERNATIVES OF WHAT THE IMPLICATIONS

ARE WITH RESPECT TO A MASSIVE REZONE THAT WOULD BE COMPATIBLE

WITH THE SURROUNDING COMMUNITY. ALSO, PROVIDE SOME KIND OF

OVERLAY DISCRETIONARY REVIEW PROCEDURE TO ENSURE THAT THESE

SITES COULD NOT BE DEVELOPED CONSISTENT WITH THE PRECISE ZONING

ONSITE WITHOUT SOME REVIEW TO MAKE THEM COMPATIBLE WITH THE

SURROUNDINGS. REQUEST THE SCHOOL DISTRICT TO BRING BACK THEIR

LONG-TERM PLANS FOR THEIR SCHOOLS AND JUSTIFICATION FOR WHY THEY

WILL OR WILL NOT NEED THEM. ALSO, REQUEST THAT THE SCHOOL

DISTRICT PROVIDE A COPY OF THE MOU (MEMORANDUM OF

UNDERSTANDING)

FOR THE COUNCIL MEMBERS TO REVIEW. Second by Jones. Passed by

the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea,

Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District

8-vacant, Mayor O'Connor-yea.

ITEM-334: CONTINUED TO DECEMBER 9, 1986, AT 10:00 A.M.

(Continued from the meeting of October 28, 1986, Item 333, at Council Member Wolfsheimer's request, in order to confer with the Engineering and Development Department on an update for the entire area.)

Rezoning the West 1/2 of the Northeast 1/4 of Section 1, Township 14 South, Range 4 West, SBBM (approximately 12.7 acres), located north of Via de la Valle, south of Vista de la Tierra, and east of San Andres Drive, in the Via de la Valle Specific Plan area, from Zone A-1-10 to Zone R1-6000. (Case-86-0196. District-1.)

Subitem-A: (R-87-550)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-86-0196 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (O-87-65)

Introduction of an Ordinance for R1-6000 Zoning.

Subitem-C: (R-87-)

Adoption of a Resolution containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with Environmental Impact Report EIR-86-0196.

FILE LOCATION:

Subitems A & C ZONE ORD. NO.;

Subitem B--

COUNCIL ACTION: (Tape location: B475-488.)

MOTION BY WOLFSHEIMER TO CONTINUE TO DECEMBER 9, 1986, AT 10:00 A.M., AT HER REQUEST. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-335: (R-87-513) ADOPTED AS RESOLUTION R-267083

(Continued from the meeting of November 4, 1986, Item 334, at Council Member Jones' request, to allow the property owners to hire an appraiser.)

FINDINGS MUST BE MADE AS A PART OF COUNCIL ADOPTION

Determining and declaring that the public interest, convenience and necessity of the City of San Diego requires the development and completion of the Valencia Canyon Open Space Project, affecting portions of Lot 14, Cave McHatton

Subdivision, and Lot 16, Ex-Mission Partition; and that the public interest, convenience and necessity demand the acquisition of fee title to said property for said Valencia Canyon Open Space Project; declaring the intention of the City to acquire said property under eminent domain proceedings; directing the City Attorney to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring said property; authorizing the expenditure of \$65,000 from the Open Space Park District Bond Fund 79103, and supplementing Resolution R-264489, adopted November 19, 1985, by that amount.
(See City Manager Report CMR-86-503. Encanto Community Area. District-4.)
Aud. Cert. 8700118.

FILE LOCATION: STRT OS-1

COUNCIL ACTION: (Tape location: L045-090.)

Hearing began 7:03 p.m. and halted 7:04 p.m.

MOTION BY JONES TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-nay, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-336: (R-87-727) ADOPTED AS RESOLUTION R-267084

FINDINGS MUST BE MADE AS A PART OF COUNCIL ADOPTION

Determining and declaring that the public interest, convenience and necessity of the City of San Diego requires the development and completion of the Mid-City (Chollas Creek) Open Space Project and that the public interest, convenience and necessity demand the acquisition of fee title to said property for the Mid-City (Chollas Creek) Open Space Project; declaring the intention of the City to acquire said property under eminent domain proceedings; directing the City Attorney to commence an action in the Superior Court of the State of California, in and for the County of San Diego, for the purpose of condemning and acquiring said property.

(See City Manager Report CMR-86-527. Mid-City Community Area. District-3.)

FILE LOCATION: STRT OS-1

COUNCIL ACTION: (Tape location: L063-075.)

Hearing began 7:04 p.m. and halted 7:05 p.m.

MOTION BY MCCOLL TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-not present,

McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
District 8-vacant, Mayor O'Connor-yea.

ITEM-337: (R-87-512) ADOPTED AS RESOLUTION R-267085

(Continued from the meeting of November 4, 1986, Item 333,
at Council Member Jones' request, to address concerns of
private citizen.)

FINDINGS MUST BE MADE AS A PART OF COUNCIL ADOPTION

Determining and declaring that the public interest,
convenience and necessity of the City of San Diego requires
the development and completion of the Encanto Expressway
Open Space Project, affecting Lot 12, Rancho Mission; Lot
55, Beacon Hill; Lot 898, Lomita Village Unit 5, and
portions of Parcels 1, 3 and 4 of Parcel Map PM-4908; and
that the public interest, convenience and necessity demand
the acquisition of fee title to said property for said
Encanto Expressway Open Space Project; declaring the
intention of the City to acquire said property under
eminent domain proceedings; directing the City Attorney to
commence an action in the Superior Court of the State of
California, in and for the County of San Diego, for the
purpose of condemning and acquiring said property.
(See City Manager Report CMR-86-504. Encanto Community
Area. District-4.)

FILE LOCATION: STRT OS-1

COUNCIL ACTION: (Tape location: L075-085.)

Hearing began 7:06 p.m. and halted 7:07 p.m.

MOTION BY McCOLL TO ADOPT. Second by Jones. Passed by the
following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
District 8-vacant, Mayor O'Connor-yea.

ITEM-338: CONTINUED TO JANUARY 27, 1987 10:00 A.M.

(Continued from the meeting of September 16, 1986, Item
336, at Jerry Dawson's request; continued from the meeting
of September 30, 1986, Item 332B, at Council Member
Martinez's request, for a briefing regarding the phased
development area boundaries and the boundaries of the
Penasquitos East Community Plan with respect to the
property identified as Carmel Rancho 2; Item 1 reconsidered
and Items 2 and 3 last continued from the meeting of
October 7, 1986, Item S500, at Mayor O'Connor's request, to
obtain a memo from Planning Department explaining what

occurred based on Dr. Freilich's recollection.)

Matters of:

- 1) Amending the 1978 Penasquitos East Community Plan to incorporate the following previous actions:
 - a. The Penasquitos East Community Plan Addendum approved January 15, 1981 by Planning Commission Resolution No. 2979;
 - b. The Carmel Rancho Project (Unit 1) rezoned from A-1-10 to R-1-5, by the City Council on November 16, 1981 by Ordinance O-15611 N.S.;
 - c. The Black Mountain Glen Project rezoned from A-1-10 to R-1-5, by the City Council on September 13, 1982 by Ordinance O-15815 N.S.;and concurrently amending the Progress Guide and General Plan to reflect the Penasquitos East Community Plan as so amended.
- 2) Amending the Penasquitos East Community Plan and the Progress Guide and General Plan Map (Land Use Element) to include the Carmel Rancho 2 and Rhodes/Grus properties.
- 3) Ratifying the boundaries of the Phased Development Areas, as delineated on Exhibits A and B, to reflect the cumulative revisions approved by the Council since the Phase Development Areas were initially designated in the Progress Guide and General Plan on February 26, 1979 by Council Resolution R-222918.
(Items 1 & 2 - District-1.)
(Item 3 - City-wide.)

Subitem-A: (R-87-)

Adoption of a Resolution amending the 1978 Penasquitos East Community Plan and the Progress Guide and General Plan.

Subitem-B: (R-87-)

Adoption of a Resolution amending the Penasquitos East Community Plan and the Progress Guide and General Plan to include the Carmel Rancho 2/Grus properties.

Subitem-C: (R-87-399)

Adoption of a Resolution ratifying the Progress Guide and General Plan Phased Development Area boundaries.

FILE LOCATION:

Subitems A and B LAND Penasquitos East
Community Plan,

Subitem-C LAND Progress

Guide and General Plan

COUNCIL ACTION: (Tape location: E010-235.)

Hearing began 2:05 p.m. and halted 2:31 p.m.

Testimony on continuance by Jim Milch and Lynn Benn.

Council Members Cleator and Struiksma entered 2:06.

Council Member McColl entered 2:08 p.m.

MOTION BY WOLFSHEIMER TO CONTINUE TO JANUARY 27, 1987 AT MR. MILCH'S REQUEST FOR A FULL COUNCIL AND FURTHER REVIEW. Second by Cleator. Passed by the following vote: Wolfsheimer-nay, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-nay, District 8-vacant, Mayor O'Connor-yea.

ITEM-339: (R-87-) CONTINUED TO JANUARY 27, 1987, 10:00 A.M.

(Continued from the meetings of September 16, 1986, Item 337, September 30, 1986, Item 333, and October 7, 1986, Item S501; last continued at Mayor O'Connor's request to obtain a memo from the Planning Department explaining what happened based on Dr. Frelich's recollection.)

Matter of the request of the Rancho de los Penasquitos Planning Board that The San Diego City Council take action to correct the map dated December 11, 1985, showing the boundaries of the Penasquitos East Community Plan, to include property identified as Carmel Rancho 2 on the map dated March 14, 1986.

(Penasquitos East Community Area. District-1.)

Adoption of a Resolution approving or denying the request and boundary change.

FILE LOCATION: LAND Penasquitos East Community Plan

COUNCIL ACTION: (Tape location: E010-235.)

Hearing began 2:05 p.m. and halted 2:31 p.m.

Council Members Cleator and Struiksma entered 2:06 p.m.

Council Member McColl entered 2:08 p.m.

Testimony on continuance by Jim Milch and Lynn Benn.

MOTION BY WOLFSHEIMER TO CONTINUE TO JANUARY 27, 1987, 10:00 A.M. AT MR. MILCH'S REQUEST FOR FULL COUNCIL AND FURTHER REVIEW. Second by Cleator. Passed by the following vote: Wolfsheimer-nay, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-nay, District 8-vacant, Mayor O'Connor-yea.

ITEM-340: (R-87-990 Rev. 1) ADOPTED AS RESOLUTION R-267086

A Special Hearing in the matter of Growth Management to consider a resolution directing the City Manager and Planning Director to reevaluate the City's Growth Management Program.

Since the completion of the Growth Management Review Task Force Report in December 1984, several events have occurred affecting the City's efforts to manage growth. It is the opinion of the City Manager and Planning Director that the City's Growth Management Program should be reevaluated to assure that the program's underlying goals are still being attained. Recommended actions that the City should take as a part of the reevaluation effort are as follows:

1. Complete Council Committee review of the Growth Management Review Task Force recommendations.
2. Develop public facilities plans for the urbanized areas.
3. Prepare a conceptual plan for the North City future urbanizing area.
4. Actively participate in the growth management efforts of other agencies.
5. Develop a mechanism for resolving regional growth management issues.
6. Reevaluate the underlying goal of accommodating growth.
7. Review and revise the Progress Guide and General Plan.
8. Specific evaluation of Proposition A.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: E384-F356,F363-G690.)

MOTION BY GOTCH TO APPROVE IN CONCEPT THE RECOMMENDATIONS OF THE

PLANNING DEPARTMENT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

Motion by Gotch to request the Mayor with confirmation of the City Council to appoint a planning committee to assist in the comprehensive revision of the Center City Community Plan and the Urban Land Use Institute Panel study and that the group be representative of the various interest groups in Center City as outlined in the Mayor's memo of October 3, 1986, to the City Council. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-341:

(Continued from the meeting of November 3, 1986, Item 207,
at Council Member Wolfsheimer's request, to allow the
public a chance for input.)

Reconsideration of a rezoning for a portion of the
Southeast 1/4 of Section 12 and a portion of the Northeast
1/4 of Section 13, Township 14 South, Range 3 West, SBBM
(approximately 183.7-acres), located north of Carmel
Mountain Road, west of Twin Trails Drive, east of Russet
Leaf Lane and southeast of Black Mountain Road, in the
Penasquitos East Community Plan area, from Zones A-1-10 and
A-1-10 (HR) to Zones R1-5000, R1-5000 (HR) and CN.
(Case-84-0497. District-1.)

Subitem-A: (R-87-164) ADOPTED AS RESOLUTION R-267087

Adoption of a Resolution certifying that the information
contained in Environmental Mitigated Negative Declaration
EMND-84-0497 has been completed in compliance with the
California Environmental Quality Act of 1970 and State
guidelines, and that said declaration has been reviewed and
considered by the Council.

Subitem-B: (O-87-14 Rev. 2) INTRODUCED AS AMENDED, TO BE
ADOPTED DECEMBER 8, 1986

Introduction of an Ordinance for R1-5000, R1-5000 (HR) and
CN Zoning.

FILE LOCATION: ZONE ORD NO.

COUNCIL ACTION: (Tape location: H024-I139.)

Hearing began 4:08 p.m. and halted 4:59 p.m.

Testimony by Robert Froelich.

Testimony in opposition by Leslie Olson and Lyn Benn.

Testimony in favor by Paul Robinson, Frank Asaro, William

Moorhous, Mr. Hedenburg, and Bob Crank.

MOTION BY CLEATOR TO APPROVE BLACK MOUNTAIN VISTA UNIT 1.

Second by McColl. Passed by the following vote:

Wolfsheimer-nay, Cleator-yea, McColl-yea, Jones-yea,
Struiksma-yea, Gotch-nay, McCarty-yea, District 8-vacant, Mayor
O'Connor-nay.

MOTION BY McCARTY TO APPROVE BLACK MOUNTAIN VISTA UNIT 2.

Second by McColl. Failed by the following vote:

Wolfsheimer-nay, Cleator-yea, McColl-yea, Jones-yea,
Struiksma-nay, Gotch-nay, McCarty-yea, District 8-vacant, Mayor
O'Connor-nay.

MOTION BY McCARTY TO APPROVE BLACK MOUNTAIN VISTA UNIT 3.

Second by McColl. Passed by the following vote:

Wolfsheimer-nay, Cleator-yea, McColl-yea, Jones-yea,
Struiksma-yea, Gotch-nay, McCarty-yea, District 8-vacant, Mayor
O'Connor-nay.

ITEM-342: (R-87-) CONTINUED TO NOVEMBER 25, 1986, 10:00
A.M.

(Continued from the meetings of October 14, 1986, Item 336,
and November 4, 1986, Item 332; last continued at Council
Member Jones' request, to allow the Planning Committee,
appellant, and developer to resolve issues before coming
before the Council.)

Appeal of Karla Holford from the decision of the Board of
Zoning Appeals in granting a request to construct two
3-story apartment buildings with 14 units and one 1-story
garage building.

The subject property is described as Lots 1 and 2 (in
Zone CC, for driveway access only), Lots 9, 10 and the
north 35 feet of Lot 6, Block 10 of Hoitt's Addition
Subdivision, Map-29, along with portions of Hoitt Street
closed. This property is located on the east side of 28th
Street between Dr. Martin Luther King Jr. Way (Market
Street) and Island Avenue, in the Southeast San Diego
Community Plan area.

Construction of the above described building would be on
Lots 6, 9 and 10 (1) providing access to required
off-street parking across Lot 2 where direct access from a
public street or alley is required; (2) building to observe
a 14'0" rear yard where an 18'0" rear yard is required; (3)
garage building to observe a 0'0" rear yard where a 15'0"
rear yard is required; (4) to provide 0-sq.ft. landscaping
where 4744.5-sq.ft. is required; and (5) to provide no
facade articulation on garage building where 4
articulations are required.

(Case C-19220. District-4.)

Adoption of a Resolution granting the appeal and denying
the variance or denying the appeal and granting the
variance with appropriate findings to support Council
action.

FILE LOCATION: ZONE Zoning Appeals C-19220

COUNCIL ACTION: (Tape location: E237-284.)

MOTION BY JONES TO CONTINUE TO NOVEMBER 25, 1986, 10:00 A.M. AT
HIS REQUEST FOR THE APPLICANT AND THE DEVELOPER TO MEET TO
RESOLVE ISSUES. Second by McColl. Passed by the following
vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea,

Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-S400: REAFFIRMED

A presentation of a proclamation by Council Member Gloria McColl declaring the weekend of November 22-23, 1986, "Walk for the Hungry Days."

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: I151-159.)

MOTION BY McCOLL TO REAFFIRM COUNCIL'S ACTION ON NOVEMBER 10, 1986, WHICH ADOPTED RESOLUTION R-267033. Second by Cleator.

Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-S401: (O-87-109) INTRODUCED AND ADOPTED AS ORDINANCE
O-16764 (New Series)

(Continued from the meeting of November 10, 1986, Item S406, at Council Member McColl's request, to assure the 6 yea votes required.)

Introduction and adoption of the Greater North Park Emergency Ordinance which provides that no development inconsistent with the rezoning program that the City Council has initiated occurs before the City Council has had an opportunity to consider such rezonings pursuant to the provisions of San Diego Municipal Code Section 101.0205.2.

(North Park Community Area. District-3.)

(Six votes required.)

NOTE: Directed by the City Council at the night Council meeting on November 5, 1986.

FILE LOCATION: LAND - Greater North Park Community Plan

COUNCIL ACTION: (Tape location: A015-400.)

Hearing began at 9:35 a.m. and halted at 10:04 a.m.

Testimony in opposition by Paul Schmidt, Ed Austin, Keith Winnie, Steve Smith, Will Newbern and John Soule.

MOTION BY McCOLL TO DISPENSE WITH THE READING, INTRODUCE AND ADOPT THE ORDINANCE. Second by Gotch. Passed by the following

vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-S402: (O-87-91 Rev.1) ADOPTED AS ORDINANCE O-16765 (New Series)

(Continued from the meeting of November 10, 1986, Item 56, at the Planning Department's request, in order for the EIR to be certified in conjunction with the adoption of the ordinance.)

Amending the University Community Emergency Building Limitation Ordinance to extend the expiration date to April 1, 1987 or until adoption of the University Community Plan amendment, whichever first occurs.

(District-1. Introduced as amended on 10/28/86. Council voted 7-0. Districts 2 and 5 not present.)

NOTE: See Item S403.

FILE LOCATION: LAND University Community Plan

COUNCIL ACTION: (Tape location: L015-122.)

MOTION BY McCOLL TO DISPENSE WITH THE READING AND ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-S403: (R-87-975) ADOPTED AS RESOLUTION R-267088

Certifying that the information contained in Environmental Impact Report EIR-86-0387, in connection with Chancellor Park, has been completed in compliance with the California Environmental Quality Act of 1970, as amended, and State guidelines, and that said Report has been reviewed and considered by the Council; adopting the Findings made with respect to the feasibility of the mitigating measures and project alternatives and the Statement of Overriding Considerations, if any, contained within Environmental Impact Report EIR-86-0387.

(University Community Area. District-1.)

NOTE: See Item S402.

FILE LOCATION: LAND University Community Plan

COUNCIL ACTION: (Tape location: J236-241.)

MOTION BY CLEATOR TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-yea, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-S404: (R-87-769 Rev.1) ADOPTED AS RESOLUTION R-267089

Authorizing the transfer of an amount not to exceed \$7,500

from Water Revenue Fund 41502, Unallocated Reserve (70679), to Water Operating Fund, Water Production General Program Expense (70316); authorizing the expenditure of an amount not to exceed \$7,500 from Water Operating Fund (41500) for a County study to formulate a land development and financing plan for the Upper San Diego River Flood Control Project; directing the City Manager to request that the land development and financing plan include provisions for the appropriate set back from and enhancement of the San Diego River Channel to benefit the aesthetic environment in connection with future development.

(See City Manager Report CMR-86-506. Lakeside Community Area.)

COMMITTEE ACTION: Reviewed by TLU on 11/10/86. Recommendation to approve City Manager Report CMR-86-506 with the added request that the study consider setbacks along the San Diego River to provide access and enhancement of the river. Districts 1, 7 and 8 voted yea. Districts 4 and 6 not present.

Aud. Cert. 8700377.

WU-PR-87-054.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: L122-126.)

MOTION BY McCARTY TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-S405: (R-87-948) ADOPTED AS RESOLUTION R-267090

Awarding a contract to Olson Construction Co., for vortex vent pipe replacement; authorizing the City Auditor and Comptroller to transfer \$33,400 within the Sewer Revenue Fund 41506 from Unallocated Reserve Fund 70697 to the Point Loma Treatment Plant Maintenance Fund 70235; authorizing the expenditure of not to exceed \$33,400 from Point Loma Treatment Plant Fund 70235 to supplement funds previously authorized by Resolution R-266744, adopted on October 6, 1986, for providing funds for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any to the appropriate reserves.

(BID-7580)

(District-2.)

CITY MANAGER REPORT: On October 6, 1986, the City Council approved Resolution R-266744 authorizing the expenditure of

\$52,800 for the replacement of the corroded vortex vent piping at the Point Loma Treatment Plant. The vortex structure is located at the entrance to the outfall and prevents air entrainment in the plant effluent which could bubble to the surface at the end of the outfall pipe. Although originally designed for covered operation, the vent pipes which prevent pressurization of the vortex structure when enclosed, corroded away and the vortex has been operated uncovered. Recently, however, flows have increased to the point that the uncovered vortex structure can, under some circumstances, overflow, causing wastewater to spill into the ocean at the coastline. Bids for the vortex piping replacement were opened October 24, 1986 and two bids were received. The low bid of Olson Construction Company for \$69,000 is over the City's construction estimate of \$40,000 by 72 percent. It is felt that readvertising for bids will not result in securing a significantly lower bid, but would rather delay work on a critical project. We recommend that the contract be awarded to the low bid, Olson Construction, in the amount of \$69,000. Aud. Cert. 8700438. WU-P-87-067.

FILE LOCATION: CONT Olson Construction Co CONTFY87-1

COUNCIL ACTION: (Tape location: L128-133.)

MOTION BY McCARTY TO ADOPT. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-S406: (R-87-977) ADOPTED AS RESOLUTION R-267091

A Resolution approved by the City Council in Closed Session on Tuesday, October 28, 1986 by the following vote:

Wolfsheimer-yea; Cleator-not present; McColl-yea; Jones-yea; Struiksma-not present; Gotch-nay; McCarty-yea; Martinez-not present; Mayor-yea.

Authorizing the City Manager to pay the total sum of \$18,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injuries to L. C. Willis (Superior Court Case No. 518543, L. C. Willis v. City of San Diego, et al.); authorizing the City Auditor and Comptroller to issue one check in the amount of \$18,000 made payable to L. C. Willis and his attorney, Michael Kaplan, in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT: This constitutes the full and final

settlement of all claims against the City of San Diego as a result of the incident on May 2, 1983.

Aud. Cert. 8700428.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: L134-137.)

MOTION BY McCARTY TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-S407: WELCOMED

Welcoming a group of 25 sixth graders from St. Columba School, accompanied by Ms. Simers, teacher. This group will arrive at approximately 10:15 a.m.
(District-5.)

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: C485-490.)

ITEM-UC-1: (R-87-1058) ADOPTED AS RESOLUTION R-267092

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member William D. Jones from PSS Committee Meeting and Night Council Session of Wednesday, November 5, 1986, Council Session of Thursday, November 6, 1986, TLU Committee and Council Session of Monday, November 10, 1986 for the purpose of vacation.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: L137-141.)

MOTION BY JONES TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ITEM-UC-2: (R-87-1014) ADOPTED AS RESOLUTION R-267060

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Declaring November 20, 1986, to be "SAN DIEGO-TIJUANA COUNCIL MEETING DAY" with the hope such meetings will continue on a regular basis, extending to Tijuana Mayor Rene Trevino Arredondo the gratitude of the citizens of San Diego for his efforts in furthering the relationship between the cities of Tijuana and San Diego.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: L143-160.)

MOTION BY McCARTY TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, District 8-vacant, Mayor O'Connor-yea.

ADJOURNMENT:

The meeting was adjourned by Mayor O'Connor at 7:13 p.m.

FILE LOCATION: MEET

COUNCIL ACTION: (Tape location: L160).